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7

8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JOEY CARDIEL,

15 Defendant.
16

Case No. 1:22-CR-00041-ADA-BAM

STIPULATION TO CONTINUE
STATUS CONFERENCE;
ORDER

Date: October 25, 2023

Time: 2:00 p.m.

Judge: Hon. Barbara A. McAuliffe

17 **IT IS HEREBY STIPULATED** by and between the parties, through their respective
18 counsel, Antonio J. Pataca, Assistant United States Attorney, counsel for plaintiff, and Eric V.
19 Kersten, Assistant Federal Defender, counsel for defendant Joey Cardiel, that the status
20 conference scheduled for August 9, 2023 may be continued to October 25, 2023.

21 This continuance is requested to allow time for additional defense investigation, and for
22 further plea negotiations.

23 The parties agree that all time through the proposed October 25, 2023 status conference
24 shall be excluded under the Speedy Trial Act, pursuant to 18 U.S.C.18 §§ 3161(h)(7)(A) and
25 3161(h)(7)(B)(i) and (iv), because the time is necessary to allow for defense preparation and the
26 delay results from a continuance granted by the Court at the parties' request on the basis of the
27 Court's finding that the ends of justice served by taking such action outweigh the best interest of
28 the public and the defendant in a speedy trial.

Respectfully submitted,

PHILLIP A. TALBERT
United States Attorney

DATED: August 4, 2023

/s/ Katrina Brownson
KATRINA BROWNSON
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

DATED: August 4, 2023

/s/ Eric V. Kersten
ERIC V. KERSTEN
Assistant Federal Defender
Attorney for Defendant
JOEY CARDIEL

ORDER

IT IS SO ORDERED that the status conference is continued from August 9, 2023, to **October 25, 2023, at 1:00 p.m. before Magistrate Judge Barbara A. McAuliffe.** Time is excluded pursuant to 18 U.S.C.18 §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

IT IS SO ORDERED.

Dated: **August 4, 2023**

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE